

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

LIZA ENGESSER, MARISOL GETCHIUS,
GEETANJALI SEEPERSAUD by her Next Friend
SAVITRI SEEPERSAUD, and MARIA JAIME on
her own behalf and as Next Friend to Y.P.S. and
C.P., individually and on behalf of all persons
similarly situated; BROOKLYN CENTER FOR
INDEPENDENCE OF THE DISABLED, and
REGIONAL CENTER FOR INDEPENDENT
LIVING,

Plaintiffs,

-against-

JAMES V. MCDONALD, as Commissioner of the
New York State Department of Health,

Defendant.

Case No. 25-cv-01689 (FB) (LKE)

**NOTICE OF PLAINTIFFS'
MOTION FOR CERTIFICATION
OF SETTLEMENT CLASS AND
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

PLEASE TAKE NOTICE that Plaintiffs Liza Engesser, Marisol Getchius, Geetanjali Seepersaud, Maria Jaime, Y.P.S., and C.P., on behalf of themselves (the “Named Plaintiffs”) and those similarly situated, Brooklyn Center for Independence of the Disabled, and Regional Center for Independent Living, hereby move before the United States District Court for the Eastern District of New York to certify a settlement class pursuant to Rule 23(b)(2) of the Federal Rules of Civil Procedure; appoint the New York Legal Assistance Group and Patterson Belknap Webb & Tyler LLP as class counsel and the Named Plaintiffs as class representatives; grant preliminary approval of the settlement; and schedule a fairness hearing to occur no later than August 8, 2025, for the reasons set forth in the accompanying memorandum of law and the Declarations of Lisa E. Cleary and Elizabeth Jois. Defendant does not oppose Plaintiffs’ motion.

Dated: New York, New York
July 5, 2025

Respectfully submitted,

PATTERSON BELKNAP WEBB & TYLER LLP

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